

The opinion in support of the decision being entered today was not written for publication and is not binding precedent of the Board.

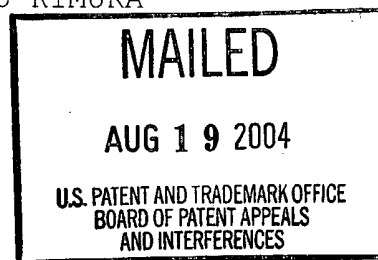
UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte TSUYOSHI KATAYAMA, MASAKAZU OKUMURA,
NOBUAKI HATTORI, MAKOTO NAKAJIMA and OSAMU KIMURA

Application No.09/604,763

ORDER RETURNING UNDOCKETED APPEAL



This application was electronically received at the Board of Patent Appeals and Interferences on July 30, 2004. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the Examiner. The matters requiring attention prior to docketing are identified below.

Appellant filed an Information Disclosure Statement on November 21, 2002. It is not clear from the record that the Information Disclosure Statement has been considered or

Application No. 09/604,763

acknowledged.


Accordingly, it is

ORDERED that the application is returned to the examiner for:

- 1) consideration the Information Disclosure Statement filed November 21, 2002;
- 2) a written communication regarding consideration of the Information Disclosure Statement filed November 21, 2002; and
- 3) for any further action as deemed appropriate.

It is important that the Board of Patent Appeals and Interferences be informed promptly of any action affecting the appeal (i.e. abandonment, issue, reopening prosecution).

BOARD OF PATENT APPEALS
AND INTERFERENCES



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Application No. 09/604,763

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